INSURGENTS FALL IN LINE.

BRACKETT AND ELSBERG VOTE FOR A PAR TY MEASURE.

They Declare, However, That They Are Still Insurgents and Intend to Remain so-Bill Abolishing the Office of Coroner-Bills Passed in Both Houses.

ALBANY, Feb. 5 .- Although both Senators Brackett and E sberg to-day voted for the bill redistricting the wards of the city of Flmira, thereby making the Common Council in the future Republican, permitting it to pass by a vote of 26 to 21, they gave it to be understood that they had not renounced or deviated from the position they had assumed early in the session. There were only twenty-six Republican Senators present to-day and if either Brackett or Elsberg had voted against the bill it would have been defeated.

Senators Brackett and Elsberg explained their votes, and it was plain from what they said that they will continue to resist the leadership of Senator Raines. Senator Brackett was somewhat ironical in his statements. Senators Brackett and Elsberg both said they saw nothing in the bill that they should vote against, but they were opposed to any "jamming" of legislation. Referring to Senator Raines's leadership Senator Brackett said:

eadership Senator Brackett said:
Speaking in behalf of the three Republican
members of this body, not now assuming
to speak at all for those gentlemen who
prefer a monarchial to a republican form of
government. I want to say this: it is not
proposed that the jammming process shall
be oute as popular during this session of the
Levislature as it has been at times heretofore
the methods of an autocrat and the methods
if a slave driver are not quite the proper The methods of an autocrat and the methods of a slave driver are not quite the proper thing to invoke for purposes of furthering legislation, and my associates, the two Republicans whom I have mentioned, and myself, very carly in the session determined that no bills should go through this body, if we could prevent it, without a fair consideration of their merits on the question as to whether or not they were proper bills. And upon what that consideration disclosed would depend the conclusion we reached from it.

what that consideration disclosed would depend the conclusion we reached from it.

Senator history said he agreed entirely with the views of Senator Brackett, and that in most cases it was his pleasure and the result of his convictions to agree with the member from Saratoga. He said the motion to substitute was a very different proposition from the one they were considering. Continuing, he said:

I am not making any application to be readmitted to the fold. On the contrary, I propose to exercise for nivelf during the balance of the Berm for which I have been elected the very best judgment and the most honest endeavor of which I am capable, and I do not propose to accept any measure as a Rapublican measure which does not seem to be in line with Republican principles and politics. I shall make no application for readmission the price of which is based on anything else except my continuance in what

Senator Raines said he was more than eased to hear the statements of Senators Brackett and Elsberg and added:

The enunciation of that high and lofty purpose in which three Senators are combined to see that all legislation should have due and proper and careful consideration and should not be jammed through is one that meets with my most hearty accord, and in view of that fact I want to assure Senator Brackett that not only for myself, but speaking in the behalf of, I believe, twenty-four other Republican Senators about this circle, we shall be most happy on that issue to join the three Senators.

This brought Senator brackett to his

This brought Senator Brackett to his feet and he replied in low tones, while Senator Raines listened with the utmost attention, his face wreathed in smiles

attention, his face wreathed in smiles.

If the leader of one-half of this body, selected as such by forces entirely outside of the body, elected as such by his own vote, sees fit by indirection or innuendo, seriously or jocosely, to challenge either the position or the intention of any three Senators, I for one will repel any insipuation on his part with all the contempt it deserves, and I want to say to him that if he is glad for the method of treatment of this bill, he will have plenty of this kind of pleasure in the future.

Thus closed the incident for the time

of this kind of pleasure in the future.

Thus closed the incident for the time being, and the Democratic Senators remarked that Senator Raines evidently did not care what Senators Brackett or Elsberg said about his leadership as long as he can get their votes when he needs them.

Senator Elsberg introduced a bill abolishing the office of Coroner in the counties comprised in New York city and substituting therefor, with similar powers, medical examiners, in accordance with the Massachusetts system. These examiners are to be appointed by the city Board of Health, air from Manhattan bornach ners are to be appointed by the city Board of Health, six from Manhattan borough, four from Brooklyn, two each for Queens and The Bronx and one for Richmond, each to get a salary of \$3,500. They are to succeed the coroners on Sept. 1 next if this bill becomes a law. The medical examiners must be practising physicians of at least five years standing in New York city and may be appointed from among the present coroners by hysicians.

Senator Elsberg's bill, providing that there shall be no party enrollments under the Primary law except on the regular days of registration and prohibiting transfers from one district to another, was reported favorably in the Senate to-day and referred to the Committee of the Whole.

Senator Lewis has introduced a concur-

Senator Lewis has introduced a concur-rent resolution amending the State Consti-tution so that only taxpayers shall be allowed to vote upon propositions to bond the State. The measure could not affect any proposed canal improvement legisla-tion, as it must pass this session of the Legislature and another Legislature in

The Senate to-day passed Senator Marshall's bill authorizing the New York city Police Commissioner to retire Caroline M. Fox, a matron, on pension. This is the case where it is claimed the matron was driven insane by persecution on the part of the police in the days of "Big Bill" Devery for informing upon a policeman she de-tected in removing a valuable pin from a woman prisoner. She is now in a private

woman prisoner. She is now in a private sanitarium.

Senator Elsberg's bill, prohibiting the use of any one's picture for commercial purposes, was amended by the Senate Codes Committee and reported favorably to the Senate to-day. The bill was sent to him by the New York City Board of Trade and Transportation. It is aimed at patent medicine concerns, but some think it may affect newspapers who publish pictures. Senator Elsberg will hold the bill until he is certain on that point, as it is not intended to affect newspapers in any not intended to affect newspapers in any

omptroller Grout's four Senate billsto use surplus sinking funds, reducing the annual school tax from 4 to 3 mills, changing the time for paying New York city taxes from October to January, and providing for a second deputy comptroller—and Senator Grady's bill, permitting the rear lobbies of New York city theatres to be used for standing room, were ordered to a third reading in the Senate to-day without

The Assembly Cities Committee to-day also decided to take some notice of NewYork city and gave its members upon the committee some recognition. As a result three bills affecting the city were reported. One authorizes Police Commissioner Greene to appoint a third deputy police commissioner and another gives him permission to rein-state Edward O'Neill, the cowboy cop who was "broke" for defying Devery. Assemblyman Doyle's bill, authorizing the Park Commissioner to set aside a part of Battery Park for a baseball grounds and an athletic field, was the third bill acted upon forcestly.

favorably.
Assemblyman Abrahams introduced a hill compelling the Manhattan Elevated Railroad Company to place a station at 130th street and Eighth avenue, and providing that all trains that stop at 125th street must stop that

must stop there.

Assemblyman Jean L. Burnett of Ontario introduced a bill carrying out a recommendation of the State Civil Service Commission by providing that hereafter no employee under the civil service rules can be removed from office except on charges preferred in writing and after the person whose removal is sought has had an opportunity to answer the charges. The charges and answers are to become matters of record.

By a bill introduced by Senator Stewart to-day, power is given the State Commissioner to order general vaccination where-ever there is an epidemic of smallpox

threatened. The bill also provides that the Commissioner shall hereafter pass upon all plans for sewage disposal and water supplies for State institutions. The terms of office for all local health officers, except in New York city, Yonkers, Buffalo and Albany, are made four years instead of one year as now.

The Assembly to-day passed Assemblyman Remsen's bill, providing that the Sheriff's counsel of Kings county shall receive \$5,000 a year for the next two years in payment of services in defending suits against the Sheriff.

Among a number of bills advanced to a third reading by the Assembly were these: Assemblyman Morgan's, continuing the commission apointed by Gov Odell to investigate the causes of delay in bringing actions to trial in New York and Kings counties.

Assemblyman's Finch's, increasing the salary of the Supreme Court attendants in New York city from \$1,700 to \$1,500.

Assemblyman Doughty's, authorizing an electric railroad to be built on the macadamized roads in the towns of North Hempstead and Oyster Bay.

These bills passed the Seneta:

These bills passed the Senate: These bills passed the Senate:

Senator Townsend's, permitting deaf, dumb and blind children over 12 years of age, residents of the State for one year, to receive free tuition in deaf, dumb and blind institutions supported by the State. Under the present law only children of three years' residence in the State are eligible to receive this free tuition.

Senator Brackett's, making it unlawful to transfer an interest in an estate against the expressed desires of the testator.

Senator Eisherg's, making an employer liable for injuries to a minor employed in violation of law and providing a parent or guardian cannot participate in a recovery for damages in such a case where he has been a party to such unlawful employment.

These bills were introduced:

These bills were introduced:

These bills were introduced:

Senator Goodsell—Providing that tip-ups may be used in fishing through the ice in Orange and Rockland counties, no one person to control more than five tip-ups.

Also, fixing the close season for deer in Orange county from Dec. 16 to Oct. 14, inclusive, and for trout from Sept. 1 to March 31, inclusive.

Also, increasing the amount of bonds which may be issued for the improvement of Orange county roads from \$200,000 to \$500,000.

Senator Barnes—Appropriating \$150,000 to remodel the State Reformatory for Women at Bedford in a State Hospital to accommodate \$800 patients.

Senator Fitzgerald—Designating Columbus Discovery Day, Oct. 12, as a legal holiday.

Senator Raines—Permitting the State Land Board to cede certain lands under water at Governors Island to the Federal Government.

Assemblyman H. Conklin—Extending the

Governors Island to the Federal Government.

Assemblyman H. Conklin—Extending the powers of the New York City Dock Commissioner so that he can, with the consent of the Sinking Fund Commissioners, fix the line of solid filling, bulkheads and pier-headlines so as to conform to the line established by acts of Congress and to establish the lines between the piers for wharfage purposes.

Also, providing that if an easement has been secured by a person or a corporation for the purpose of laying in lands to be acquired for street purposes in New York city for underground pipes for water, gas, steam, electricity or pneumatic service, it shall not be extinguished, but the lands taken shall be subject to easement.

Assemblyman Sherry—Compelling the street railroads in Manhattan borough to issue tickets to passengers good on any other car if they are passengers good on any other car if they are passengers good on any other car if they are passengers on a car which has been blocked more than five minutes.

Assemblyman Doughty—Providing for a public park in the town of Oyster Bay and naming Henry A. Wheeler, Joseph D. Sayre and James Norton as the commissioners.

mything else except my continuance in what have always been-a loyal Republican.

CONFERENCE ON LEGISLATION. Gov. Odell Insists on the Canal Bill and the Indirect Revenue Bills.

ALBANY, Feb. 5 .- Gov. Odell held a conforence on legislative matters with the Republican leaders of the two houses for ver two hours this evening at the Capitol. Those present at the conference were Lieut.-Gov. Higgins, Speaker Nixon and Senators Raines and Maltby. After the conference the Governor declined to make any statement further than to say that they had talked over proposed legislation in an endeavor to see in what way they could facilitate matters. The Governor goes to New York city early to-morrow morning and will not be at the Capitel all day. He said to-night that it would be a

day. He said to-night that it would be a business trip.

To-day Gov. Odell again reiterated his earnest desire that the Republican party at the present session of the Legislature shall redeem its pledge to the people by passing a Thousand-ton Barge Canal Improvement bill and such revenue measures as will enable the entire abolition of the direct State tax. The Governor still insists that the canal proposition shall not be tied up with the \$50,000,000 bonding proposition favored by the good roads advocates, and is working up a good roads bonding plan which can be passed by the present Legislature without interfering with the Canal Improvement Bonding bill. The good roads people to-day real-based McFerral State of the wreck at the wreck a

his position upon this question.

The indirect revenue bills are to be pressed, as indicated in the Governor's message, but the special franchise tax legislation will await the decision of the Court of Appeals.

To-day the Senate Committee on Taxatics recent the Governor's Stamp. Tax

tion reported the Governor's Stamp Tax bill in probably its final amended form, so that it can be reprinted and recommitted to the Taxation Committee. The only important amendments are one exempting the transfer of personal property from the stamp recording tax, including stocks and bonds, and another exempting from the stamp tax certificates made in "criminal sections or proceedings." ctions or proceedings.

AFTER FRANK M. BAKER'S PLACE Gov. Odell Asked to Appoint John Lun-

drigan a Railroad Commissioner. ALBANY, Feb. 5 .- Gov. Odell was urged o-day, by a committee representing the railroad trainmen and conductors, to appoint John Lundrigan of Buffalo a member of the State Board of Railroad Commissioners to succeed Frank M. Baker of Oswego.

The delegation told Gov. Odell that while Mr. Baker might be a practical railroad man, he had never been indorsed by the railroad employees of the State and was not their candidate. They believed that the law contemplated one member of the commission to represent railroad employees and Mr. Lundrigan was their choice.

Gov. Odell said he would give Mr. Lundrigan's candidacy careful consideration. He had not promised to appoint any par-ticular candidate and would not make up his mind for some time.

Jerome to Be in Albany Feb. 17 to Advocate Sunday Opening Bill.

ALBANY, Feb. 5. - District Attorney Jerome has served notice that he will appeabefore the Assembly Excise Committee on Feb. 17 in advocacy of Assemblyman How-ard Conkling's New York City Sunday Opening bill. He says he will come with a letter from Bishop Potter, saying he is in favor of the opening of saloons between the hours of 1 and 11 P. M. Sundays. The Bishop in his letter says the people should be permitted to be the judges of their own

JEROME WARNS SALOON MEN. If They Go to General Sessions They and

Police Captains May Beware. When an order to show cause why three cases should not be transferred from the Special Sessions to the General Sessions came up yesterday before Judge Foster District Attorney Jerome said: "When application is made for the transfer of these (xcise cases from the Special Ses-sions, my attention is particularly called to them, and I consider it an express notification that the second declaration is particularly called to that the accused declare themselves inno-cent. Therefore, to learn whether or not the that the accused declare themselves innocent. Therefore, to learn whether or not the places are being run properly I shall call the attention of the police particularly to such places, and, as often as I can spare a county detective to keep his eye on them, it will be done. The county detectives can get the evidence if the police cannot, and I will prefer charges against any police captains who don't get the evidence. Special Sessions is the place for the trial of excise cases. I was there six and a half years and I know how they are tried. The Legislature knew what it was doing when it provided for the trial of these cases before that court."

that court."

Certain lawyers who have excise cases pending in Special Sessions said that they guessed they'd leave their cases for the Special Sessions Justices.

WITNESSES SAW MUCH STEAM

ESCAPING FROM ENGINE NO. 27 WHICH CAUSED WRECK.

Records Show That Many Repairs Had Been Made-Davis Grumbled at Taking It Out-Practical Demonstration of Wreck to Be Given—Medals for Heroes.

PLAINPIELD, N. J., Feb. 5 .- The second day's session of the Coroner's inquest into the causes of the wreck on the New Jersey Central on the evening of Jan. 27 began this afternoon at 2 o'clock in the Common Council chambers and was by far the most interesting. Testimony tending to show that Engine No. 27 of the Philadelphia train was leaky and that more than the usual amount of steam was escaping on her disastrous run was given by railroad employees. On of the most important witnesses was Michael Meaney of Plainfield, who was the train despatcher on the afternoon and evening of the wreck. He showed clearly that so far as the despatcher's office was concerned every precaution was taken to prevent the accident

Mr. Meaney testified that fully 12 minute before the Philadelphia train was due at Cranford he sent a message to the latter place to hold the train. This failing, he immediately called Westfield and received word that the train was "passing." Nothing urther could be done by the despatcher's ffice to stop the express.

That an unusual amount of steam was scaping from Engine No. 27 was shown by he testimony of half a dozen eyewitnesses This was the excuse made by Engineer Davis for not seeing the block signals at Cranford and Westfield just before the crash. An adjournment was taken at 5:15 o'clock, and Prosecutor English announced that the final hearing would probably be held to-morrow.

At 1 o'clock to-morrow afternoon the jury will visit Fireman Samuel McCarty in Muhlenberg Hospital and question him about the operation of the Philadelphia trains. Justice of the Peace F. J. Huff recently obtained a statement from McCarty, the latter believing that he was going to die. McCarty corroborated Engineer Davis and adds that owing to the poor condition of the engine he was obliged to continually stoke the furnace and could not even then keep up the proper amount of steam.

To-morrow evening a practical demonstration of the wreck, with the collision omitted, will be given by two trains under the direction of Vice-President and General Manager W. G. Besler. The trains will be operated between Plainfield and Elizabeth and will show exactly the workings of the block signals. This proposition was made by Foreman C. J. Fisk, who asked also that Engine No. 26, a counterpart of No. 27, be brought to Plainfield for the inspection of the jury.

The heroine of the wreck, Mrs. Emma Harksen, was the first witness to-da ; and she graphically described the collision and of opening her home for the dead and injured persons. Five injured persons died in her home. Charles Schulbe, station agent, and John B. Eick, telegraph operator at Cranford, told of their efforts to stop the Philadelphia train and deliver orders telling of the Easton local ahead. Eick also said that a signal to stop had been placed in the proper position in plenty of placed in the proper position in plenty of time. William Varson, flagman at the Broad street crossing. Westfield, related how he tried to stop the express train by

aving his lantern vigorously.

Policemen John E. Knapp and George.

Young of Westfield were among the first at the wreck and their stories agreed. Both hunted for Engineer Davis and according to their evidence, Davis said: "I saw the red lights, but I thought they would turn white: but they didn't." He then said, according to Young, that he left Lersey City eighteen minutes late and that Jersey City eighteen minutes late and that he had been told he would have a clear track to Philadelphia, as he must make that point on time.

Hemer B. Smith of this city testified that

he helped Engineer Davis from his cab and to him the engineer said: "I could not see because of the steam" S. Arthur he could not see because of steam.

Edward McEwan of Philadelphia, the conductor of the express, testified that his train left Jersey City that night three minutes late. He felt sure the Westfield policeman must have misunderstood Davis when he said he was eighteen minutes late. He told of meeting Davis after the accident

as he lay on the bank.
"Jimmy," he asked, "how did this occur?" the engineer replied.

"How was that?" continued McEwan.

"I could not see for steam," was Davis's

Vice-President Besler was asked if the accident would have occurred if torpedoes had been placed on the track. "That is a matter of conjecture," he replied. "I believe that Engineer Davis was the cause of the accident." Mr. Besler was the cause of the accident." Mr. Besler believed that torpedoes were not necessary on the night of the wreck, as the air was clear and the track was straight. William S. Armstrong of Elizabeth, a former engineer on the New Jersey Central, told of having steam escape from his engine so that he could see nothing. He said

that if an engineer stopped on the road to repair defects in his engine, he would soon "get called down." Armstrong is now a ripple and unable to run an engine George A Smeltzer, roundhouse fore-man for the Reading Railroad at Philaman for the Reading Railroad at Philadelphia, read from a book records of the repairs to No. 27. This showed that the engine had been up for repairs a number of times and had been practically rebuilt. Testimony was given showing that when Engineer Davis received this engine in the morning of the day of the accident he said: "This is a burn engine to put on a first-class run." At Jersey City he expressed surprise that she had performed so well. No record of a complaint had been received at Jersey City on Jan. 27 that the engine was faulty in any particular.

When the Westfield Board of Health meets to-morrow evening the board will appropriately recognize services performed appropriately recognize services performed at the wreck, and testimonials consisting of medals, resolutions and purses will be presented. A popular subscription has been started to remunerate such persons as were put to expense on the night of the

SLUMP OF STEWART HEIR CASE. Allen Claimant Barred-Lawyer D'Artigrus

Has the Bills to Pay. The latest effort of Albert Denans D'Artigues, the Paris lawyer, to obtain for some alleged distant cousins of A. T. Stewart, a share in the big estate left by the dry goods merchant when he died in 1876, has ended disastrously. Justice O'Gorman dismissed yesterday the suit brought in the name of John Stewart, a pawnbroker's son of Belfast, Ireland, against the executors of the estate.

He decided that even if it had been proved that John Stewart was a collateral heir, yet the fact that he would inherit only brough William Stewart, his grandfather, an alien, who died in 1888, twelve years after A. T. Stewart, without having put in any claim against the estate, was an insurmountable legal objection to his claim now. Had William Stewart died before A. T. Stewart, the aspect of things would have

Stewart, the aspect of things would have been materially altered, but as the laws stood, the plaintiff could not recover.

There are about sixty other alleged cousins whose circumstances differ little from that of John Stewart. All the witnesses ame over from Europe, and all admitted that their passage, hotel bills, living expenses and lost wages were being paid by the French lawyer.

POISON LABELLED HARMLESS Sold in a Wrapper Bearing the Stamp of

Simple Headache Medicine-Penalty. At a drug store of good repute on the East Side of this town, but not far east of Fifth avenue, there was purchased a few days ago a small quantity of oxalic acid. The observant purchaser, upon arriving at home with his purchase, was astonished to find his oxalic acid done up in a parcel which was marked with the name of a familar headache medicine that is commonly used by laymen without a physician's prescription and is regarded as a harmless preparation.

Besides the name of the preparation, the parcel wrapping also bore a representaion of the bottle in which the headache medicine is customarily obtained, the bottle-picture having the usual declaration on it that the preparation cured all head-

Over a part of this headache advertisement, but not obscuring it, there was pasted a label, marked with the usual skull and crossbones, and none too securely fastened to the wrapping, bearing beneath the death symbols the inscription, "Poison: oxalic

Although the purchaser felt reasonably Although the purchaser felt reasonably secure in assuming that his purchase was oxalic acid, he did not feel that he could safely deposit the article so labelled in his his drug closet; and he did feel that no druggist should so carelessly allow a poison to go out of his establishment. The parcel was therefore sent to the Health Department for analysis, with a report of Department for analysis, with a report of the circumstances of the purchase. The department's chemists reported that

the package contained pure oxalic acid, one drachm of which is sufficient to cause death. An officer of the New York Board of Pharmacy to whom the report was taken said that the pharmacist selling the oxalic acid in such a wrapping should be prosecuted under section 198 of the law regulating the practice of pharmacy. That section provides:

section provides:

It shall be unlawful for any person to sell at retail or furnish any of the poisons named in the schedules hereinafter set forth, without affixing or causing to be affixed, to the bottle, box, vessel or package, a label containing the name of the article and the word "poison" distinctly shown, with the name and place of business of the seller, all printed in red ink, together with the name of such poisons printed or written thereupon in plain, legible characters.

It should be said that the wrapping men-

It should be said that the wrapping men-It should be said that the wrapping men-tioning the headache cure bore the name and address of the druggist se ling such cure, while the affixed poison label tore only the skull and crossbones, the word "poison" and the words "oxalic acid."

GOT HER LOVER DISCHARGED Miss Peters Hired a Lawyer and Then Sat in Court and Helped.

WHITE PLAINS, N. Y Feb. 5. - Through the efforts of Miss Lena Peters, Henry Hoffman who has been locked up in the White Plains jail for seven months on the charge of having looted half a dozen cottages of New Yorkers at Rye, was released to-day by County Judge Platt on his own recognizance. Miss Peters, who is Hoffman's sweetheart, so Lawver Hunt of White Plains says, employed the latter to defend Hoffman, and at the first trial he was acquitted of the charge of robbing the cottage of C. P. Cowles of Milton Point at Rve

at Rye.

Then District Attorney Young placed him on trial for robbing the parsonage of Rev. Mr. Birnie, a Me.hodist clergyman. Then he placed him on trial for robbing another cottage near by. Each time the jury disagreed. As thirty-six juryman could not decide whether he had robbed any of the colony of cottages, Mr. Young made no objection to the prisoner's discharge. During each trial Miss Peters sat teside her lover and when not prompting Lawyer Hunt she was watching the jurymen.

LOOKED WRONG WAY FOR TRAIN None Was Coming West, but One Eastbound Tossed Man and Killed His Horse. ELIZABETH, N. J., Feb. 5 .- John Hallett, milkman, tried to see if a train was coming west on the Pennsylvania Railroad at Dark lane last night, and stopped his horse and wagon on the tracks to look He was about to step into his wagon when

an eastbound local train struck it. The wagon was smashed and the horse was killed. Hallett was thrown high into the air and landed in a heap on the ground, while the train sped on in the fog and

There is neither flagman nor gates at this crossing. New Episcopal Church for Bronx Borough. Plans have been filed with The Bronx Building Bureau for a new brick and stone o surch to be built on Trinity avenue south of 166th street, Bronx borough, for the con-gregation of the Protestant Episcopal Church of the Holy Faith, of which the Rev.

Gustave Tuckerman is rector. The ing will have basement schoolrooms.

NEWBURGH, N. Y., Feb. 5 .- The most exciting ice-yacht race ever held on Orange Lake took place this afternoon. The ice had a glassy surface that filled the hearts of the skippers with delight, while the race was run off in a strong west wind. The new 250-square-foot-of-canvas sailers, which have been planned to meet either light or heavy winds and other conditions as well, were all ready for the fray. They were all under full sail and, either tacking or running before the wind, demonstrated that for all-ground work the new idea, so far as construction of yachts is concerned, is sure to supersede the old-timers.

The Jackson cup was the trophy up for competition to-day, and the boats that lined up were the Breeze, with Capt. O'Brien at the tiller: Elijah Walsh's Squall, with the owner at the helm; Commodore Higginson's Gale, with Bert Montfort as its guide, and Taylor's Junior, with W. A. Kidd in the cockpit. The starting gun got them over the line at 4:34:45. At once almost the seesaw commenced, and all through the ten miles the greatest excitement prevailed among the spectators. the skippers with delight, while the race

the greatest excitement prevailed among the spectators.

Every hoat except the Breeze was a leader at one time or another, and not until the line was crossed on the homeward run could it be told which white wing would win. Only ten seconds separated the first two yachts, and but thirty seconds the third and fourth. During a good part of the contest the wind was so lively that the little fellows were tossed up on one side so far that they barely escaped a capsize. As Skipper Walsh landed the Souall over the line a winner at 5: 225%, he was greeted with a volley of appleine.

Y. * Kidd came (long second with Jimmy Taylor's Junior at 2: 250. Commodore Higginson's Gale flew in at 5:04:12 and Capt O'Brien, with the Breeze, came last at 5: 34:42

Racing at San Francisco. SAN FRANCISCO, Feb. 5.—Favorites won the first three races at Oakland this afternoon, the upsets came with great regularity. Imperiou Berendos and Alado winning at odds ranging from 10 to 15 to 1. Jenkins and J. Daly carried off the riding honors.

riding honors.

First Race—Five and a half furiongs—Champagne 112 (Jenkins), even. won: Phyllis. 105 (J. Daly). 7 o 1, second; Cassie W. 105 (Wado), 6 to 2, third. Time. 1:04. Nullah, Belle Street, Educat. 1 rmaA. SailleeCoon, Nora D., Tiberis, Miss Dividend and Pirate Maid also ran.

Second Race—For two-vear-olds: three and a half turionrs—Demonio. 115 (Burns), 2 to 5, won; George Koester, 115 (Bullman). 11 to 2, second: Emil. 107 (riterkenrun). 10 to 1, third. Time, 0:45 (Roaly Guard and Shorty Kane also ran. Third Race—Six furiongs—Vonny Morello. 107 (J. Daly). 6 to 1, won; Legal Maxim, 101 (Waldo). 12 to 1, second; Tom Knight, 102 (Boyd). 6 to 1, third: Time, 1:17. Estado, Skip Me, Grand Sachem, Fleardom Horatius, Winfred, Weir, Jack Richelbew, Great Morrial Maximula, 104 (Wello). 106 (Waterbury). 12 to 1, won; Phil Arenibald. 112 (Bullman). 5 to 2, second; All About, 104 (C. Kelly). 6 to 1, third. Time, 1:461s. Poortland, Limouwelses. Frank Pearce, Marco Polo, Ural and Artileiryman also ran.

Fifth Race—Six furiongs—Berendos, 104 (J. Daly), 10 to 1, won; Rose of Helo. 102 (Woods), 10 to 1, second; San Lution, 106 (Wilson), 11 to 1, third. Time, 1:15'4. Volma, Clari, 1dogo, Katherine Ennis, Edinborough, Harry Thatcher, Karanel and Mr. Faraum also ran.

Sixth Race—One mile and 50 yards—Alado, 109 ding honors.

First Race—Five and a half furlongs—Champagne Ennis, Edinorough, harry Taskuer, haranet and Mr. Faraum also ran.
Sixth Race—One mile and 50 yards—Alado, 100 Genkinss, 10 to 1, won; Doreen, 104 (Birkenruth), 13 to 5, second: Col. Ballantine, 116 (Bullman), 8 to 1, third. Time, 1:4834. Filibuster, Ultradak. Ravino and Sea Lion also ran.



SCOTCH WHISKY DISTILLERS BY ROYAL WARRANTS OF APPOINTMENT AND SUPPLIERS TO

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GREAT BILLIARDS BY FOSS.

RECORD AVERAGE OF 15 15-19 IN N. A. A. B. TOURNEY.

Defeats Poggenburg by a Score of 300 to 108-Gardner Wins From 6 ark and Leads In the Hanover Competition With Two Victories and No Games Lost.

Wilson P. Foss played billiards of rare merit last night in the N. A. A. B. 14-inch balk-line tournament at the Hanover Club in Brooklyn. He defeated Ferdinand Poggenurg, 300 to 103, and in so doing made the best average ever made at this style of game an amateur tournament lis average | 4.0. was 15 15-19. In a 400-point amateur tournanent game Wayman McCreery averaged 14 S-28. In the afternoon game, yesterday, Edward Gardner defeated Byron Stark. Gardner now leads in the tournament with two victories and no defeats.

Poggenburg won the bank for the evening ame and his first inning served to emphasize he beauty of his stroke. He quickly got to sursing and his play was not only fast but his feathery but sure touch—the neatest stroke in the amateur ranks now that Frank Keeney is out of it—netted 26 points—the Santin—5, 9, 11, 0, 10, 14, 5, 15, 6, 4, 3, 12, 6, 8, 0, 0. Total, 103. High run 15. biggest opening session thus far of the tourna-He made two mass s in the run and hally missed on a mass with 21. He covered much more with the balls than did Poggenburg, but displayed enjoyable accuracy of calculation in eaching the fine edges of the object balls. This clip was of short duration. Innings sued that were made brief by poor calulation and wide misses.

Foss made a splendid massé in the fifth nning. The cue ball was jammed in a corner and had to be spun around the white and back to the rail for the red. It spun around as desired, coming in just in time to eatch by the white ball. Foss's proficiency in the massé art was still more strikingly demon-strated shortly afterward. He made two in succession, the cue ball in the second de-scribing a semi-circle of at least six inches before splitting the two object balls. Poggenburg in turn volunteered a share of the caromic pyrotechnies. His was a kiss fol-

darkness.

When William Lawrence, a constable, came along he found Hallett holding the bridle of the dead horse, thoroughly bewildered. He was given a lantern and went home afoot.

There is no taken to the following the low—a fantasy in straight lines. In the eighth incing Foss charmed not only the gleaming globules, but the spectators with his play. He halled the spheres into such a somnolent state on the upper end rail that a somnolent state on the upper end rail that they could not get away from the delicate guidance of his cue, and he held them under guidance of his cue, and he had welded a chain of 53 links. All this without a drive and once making use of the bridge, at which Foss excels. The score then was: Foss, 112: Porgenburg, 49

and once making use of the bridge, at which Foss execls. The score then was: Foss, 119: Poggenburg, 49.

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Poggenburg came to life again in the fourteenth inning. He ran 32 ounckly, playing billiards which were as near to the standard of correctness as Foss's paying streak. The last shot of the run was a spirited cushion follow. When Poggenburg again came to the table more seintillant billiards were in order. He made the spectitors sit up with a bouquet of follows and whizzing draw shots for which distance had no terrors. It was, in fact, a period of sensitional shots. No sooner had Poggenburg abdicated than Foss dazed the spectators with a screaming mass. The three balls were on the rail, the cue ball on the outside. The impact of the descending cue made it curve to the first ball then straignten out in a swift, bee-line flight to the scond.

Foss was as steady as he was capable, and the score for sixteen innings proclaimed the superiority of his form to that of his rivais. The figures were 213 to 94. He had shed his collar, but his cueing was so true he could have done as well with an overcoat. Position results that were marvels of precision embellished his rapid progress. His form was masterly. Even open table shots did not stay his speech, but merely served to show his versatility, for a gather shot quickly brought the buils back into submission. When in the seventeenth inning he eclipsed his own top run of the tournament—75—the appliance was tunnultuous. This prolonged reign put him within easy striking distance of the goal, and two innings later he went out. He made 125 of his 300 points in two consecutive innings. Foss—21, 6, 2, 21, 0, 16, 53, 2, 0, 9, 7, 20, 0, 11, 45, 50, 3, 4. Total, 300. High runs—80, 53, 45.

Poggenburg—26, 9, 2, 9, 18, 0, 3, 0, 2, 9, 0, 1, 32, 3, 5, 4, 0. Total, 103. High runs—32, 28, 18 Average, 5, 9-19.

The afternoon game between Gardner and Stark was distinguished chiefly by the strong finish made by Gardner. The present holder of the N. A. A. B. cup opened up in a discouraging manner, but more than atoned for a slow beginning by a swift wind-up, which, in a metaphorical sense, carried his opponent off his feet. Stark put together three double figure runs in his first four inning, which goose eggs. But he was right alongs de his opponent as they neared the completion of the first century, and then through the second hundred the playing was very even.

Stark took the lead in the twenty-fifth inning, but he was compelled to relinquish his vantage in the twenty-sixth inning when Gardner passed him with a bunch of 30. Then came four double figure blocks by Gardner and with them victory.

Gardner did some scientific nursing, with the long back line as a medium. Time and again he swung one ball or the other across the chuk mark, his short drives working with the mechanical precise on of the bulance wheel of a watch. He also made a shot which illustrated forcibly the intricacies of twist. The red ball was frozen to the side rail, the cue ball straight across the table from it and the white ball about three feet from the red and close to the same rail as the red. Putting on reverse English, the cue ball was groupen to the side rail in snaky curves until it smacked the second object to be!

high runs—25, 24, 22. Average, 7 18-30.

In a miterhood Con—th and Townsend will play and to-night Foss and Dr. Miai.

The entries for the world's championship tournament, 18-inch balk-line, two shots in to begin in Paris on Feb. 12, have narrowed down to four—two Americans and two French-

men. George Slosson and George Sutton will represent this country and Vignaux and Cure will represent France. A cablegram to this effect was received yesterday from A. F. Froescher of the B. B. C. Company, who is now in Paris. Jake Schaefer also is in Paris, but it appears from Mr. Froescher's cablegram that the wizard will not compete and neither will Fournil, who is playing at the same academy as Schaefer, and, like Jake, is in the front rank of bilnardists.

hardists.
At the Knickerbocker Billiard Academy in Brooklyn last night J. Anniss, 186, and A. Vanderwerker, 136, were the contestants in the handicap 14-inch balk tournament. The veteran played a good game, but Anniss was too swift and skilful for him and won a short game.

a short cause.

Anniss (185) - 3, 1, 1, 0, 5, 1, 11, 4, 6, 1, 3, 5, 0, 1, 8, 10, 2, 2, 11, 1, 0, 1, 1, 0, 4, 1, 3, 2, 1, 1, 13, 0, 4, 2, 0, 2, 0, 3, 7, 0, 0, 3, 2, 9, 0, 9, 4, 9, 0, 22, 3, 0, 3. Total, 185.

Average, 3 26, 53, High runs, 22, 13, 11,

Vanderwerker (150) - 7, 1, 4, 1, 0, 0, 1, 4, 2, 3, 3, 4, 0, 0, 2, 10, 0, 0, 0, 1, 1, 2, 0, 12, 0, 0, 10, 0, 2, 3, 2, 0, 5, 1, 0, 1, 1, 1, 0, 1, 2, 2, 4, 3, 0, 3, 7, 0, Total, 111. Average, 2 5-53, High runs, 12, 10, 10.

Joseph Kirkland defeated George Smith in the first of last night's games in the pro-fessional tournament at the Montauk Academy

in Brocklyn. After the game it was announced that William Wenrick would challenge the winner of the Stofft-Weston game to-night for a 600-point contest, 2200 a side.

On Wednesday night, in the second game of the evening, H. P. Stofft defeated William Wenrick in the professional tournament at the Montank Academy. Brooklyn. It was Stofft's eighth consecutive victory:

Stofft-9, 1, 9, 9, 15, 8, 8, 12, 8, 8, 15, 13, 2. Total, 125. High run, 29.
Wentek-6, 4, 15, 6, 0, 6, 7, 2, 7, 0, 14, 0, 2, 5. Total, 174. High run, 14. To-might stofft and Weston will meet in the final and most important game of the series. If Stofft wins, first prize is his; if Weston wins, the two men will be tied for first prize. first prize.

The first challenge game for the silver The first challenge game for the silver loving cup given by Clarence Green in the recent handicap pool tournament at the Montauk Academy will be played on next Monday evening. Irving won the cup in a competition among the best amateurs in Greater New York and was challenged by Robinson. The game next Monday night will be of 100 points, the two players having been scratch men in the recent tourney.

BASEBALL PLAYERS MIX IT UP. Cy Seymour Disposes of Jesse and Lee

Tannehill in Rough and Tumble Fight. CINCINNATI, Feb. 5 .- After a hard battle, which lasted ten minutes in the Grotto saloo on Walnut street at a late hour last night, Cy Seymour of the Cincinnati baseball team soundly thrashed Jesse and Lee Tannehill of the New York team and came out of the mix-up unmarked. The trouble started in a Sxth street bowling alley about a score. Seymour had some words with some one in the party, but the matter was patched up and the party went to the Grotto for a

up and the party went to the Grotto for a farewell drink.

It developed, however, that Jesse Tannehill was not satisfied with the amicable settlement of the controversy and after a few words, remarked: "(y, you seem to be looking for a light; why don't you fight me?" "You look just like any one else to me," replied (y, and in the twinkling of an eye the battle began. Jabs and counters were exchanged in rapid succession and Seymour looked an easy winner. At this inneture Jesse's brother, Lee, took a hand in the fight. As a result, he received a broken nose from one of Cy's drives. After the fracas, Seymer went home on a car and the pair of N: w York players went out to look for a doctor.

Fifteen Minutes.

Harvey Parker Falls to Throw Faust in Graco-Roman wrestling had an inning at the Dewey Theatre last night where Harvey Parker is meeting all comers this week. Parker faced August Faust of this city in a fifteen-minute bout and the latter proved a big surprise party. Faust availed himself of every opportunity and buffetted Packer about to his heart's content. At the end of the eighth minute the pair were off the mat and the referee, Frank Rechheimer, had considerable difficulty in bringing them to the siderable difficulty in bringing them to the centre of the carriet. Faust at the ninth minute played for a fore hammer lock, but could only gain a weak half Nelson. As Parker lifted up his head Faust quickly got under him and nailed him for a double Nelson. Slowly, but surely he had Parker's both shoulders almost to the mat, when the little fellow cleverly got away. The final minutes were spirited and when Faust was declared the winner the crowd cheered. Jack McCormick of Philadelphia is scheduled as Parker's opponent to might. They will go on under catch-as-catch-can rules.

BRISTOL, Feb. 5.-Yesterday afternoon shop at Herreshoff's, was launched and shop at Herreshoff's, was launched and moored in Walker's Cove. The boat is named Wana, and is 132 feet long with a beam of 12 feet. She is built of oak and hard pine and is painted white. The craft, which is as yet unfinished on the deck, is almost similar to the Quick-tep in model. She was built for S. R. Van D. ser of New York. By launching the Wana at this time more space is available in the north shop for the construction of the new racing schooner for Morton T. Plant.

Nasturtium Bought by J. B. Haggin? LEXINGTON, Ky., Feb. 5.-The great racehorse, Nasturtium, who cost W. C. \$50,000 as a two-year-old, has been transferred from Labelle to Elmendorf stud, and it is rumored here that J. B. Haggin has bought the horse from Mr. Whitney as a stable companion for Waterceo. Nasturtium has been wintering at Labelle and is in good condition.

Reskethall Notes

The College Point A. C. has secured a new court at F. N. Duer's Bay View Hall and will hereafter play on Tuesdays and Saturdays. Address James J. Donerty, 21 State street, Manhattan. The Keystone five would like to arrange games for the coming holidays with first class teams offering suitable guarantee. Address H. J. Beckmann, & Second street.

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The celebrated Harmony Parlor Grand Upright Plano is built by the most skilled plano makers in the world. The cases are wrought in the new Empire design, double veneered in the finest figured mahogany, oak or walnut. Harmony Planos are fitted with actions which are as near perfection as human skill can make them. Keys of selected ivory: three pedals, highly nickeled, fitted with automatic self-regulating practice muffler: 7 1-3 octaves; new Boston fail-board and music rack. Rich, clear and melodious tone, which improves with age. The touch is most clastic land responsive.

The Harmony Plano will be delivered upon the first payment of \$5.



TURBINE YACHT LORENA. A. L. Barber's Handsome Boat to Be

Luxuriously Fitted. The turbine steam yacht Lorena, which was built by Ramage & Ferguson at Leith, was launched last month. She is for Amzi L. Barber of the New York Yacht Club, and when finished will be the handsomest and best fitted of this year's yessels. Her engines when finished will be the handsomest and best fitted of this year's vessels. Her engines were fully described in The Sux hast Sunday. This boat is also feet over all, 232 feet on the waterline, 33 feet 3 inches breadth moulded and her tonnace is about 1.659. According to the Fachtsman, she has a raised deck forward nearly 60 feet in length and a concentinuous prome nade deck over the whole of the yessel to within twenty feet of the stern. This promenade deck is 7 feet 6 inches above the main deck and on the main deck is a range of deckinouse about 170 feet long, with an alleyway about 5 feet wide on each side. The forward end for about 50 feet is occupied by the owner's offices, which suite of rooms open off the main hall. At the extreme after end is a spacious library, also a Stateroom and toilet room opening off the stack is the owner's galley and pantry. With an entrance to the refrigerating room. Aft of the pantry is the dining sidoon, which is 25 feet by 20 feet and then comes the engine space and laundry. Forward enclosed by a plated portion are a trunk hatch, wardroom, war room pantry, crews galley, upper forecastle.

On the lower deck is a forecastle about 30 feet long, containing cots for 3 men. Aft of this comes the officers' quarters, which include five staterooms. Then there are four staterooms for the owner, two of which are 13 feet by 12 feet and two 13 feet by 10 feet. On the lower deck aft are the steward's quarters. A large refrigerating room, about 20 feet long, is litted in the main cross bunker. The engine and bunker space occupy 106 feet of the length of the boat.

On the promenade deck is a deckhouse over 100 feet in length by 14 feet wide mside, the accommodatiors in which include a drawing room about 25 feet long and the owner's den. Which is about 25 feet long and the owner's den.

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